

REMARKS

In the June 23, 2005 Office Action, the Examiner:

- Objected to the informalities in paragraphs 0003 and 0035;
- Rejected claims 15-19, 32, and 41-43 under 35 U.S.C. 102(e) as being anticipated by Wager *et al.* ("*Wagner*", U.S. Pat. No. 6,739,399); and
- Rejected claims 22-25, 27-28, 35-38, 40, 44, and 46 under 35 U.S.C. 103(a) as unpatentable over *Wagner*;
- Objected to claims 20-21, 26, 29-31, 33-34, 39 and 45 as being dependent upon a rejected base claim, but noted that these claims would be allowable if rewritten in independent form; and
- Allowed claims 1-14.

After the entry of this amendment, the pending claims are: claims 1-44 and 46.

Specification Amendments

Applicants have amended the specification to correct the informalities and typographical errors in paragraphs 0003 and 0035, respectively. Therefore, this objection to the disclosure has been vitiated.

Claim Rejections

The Examiner has objected to claims 20-21, 26, 29-31, 33-34, 39 and 45 as being dependent upon a rejected base claim, but noted that these claims would be allowable if rewritten in independent form. In order to expedite the patent application process, Applicants have amended all of the rejected independent claims 15, 32 and 42 to include one or more features from the dependent claims noted to be allowable by the Examiner. Specifically, claim 15 has been amended to further define that the gas monitoring system includes a combustion prevention mechanism fluidly coupled to the gas line and configured to prevent combustible matter from reaching the oxygen sensor. This added limitation was obtained from allowable claims 20 and 21, which further limit the claims to a filter and a float valve, respectively. Claims 32-34 have been amended in a substantially similar manner. Claim 42 has been amended to include the features recited by allowable claim 45, i.e., that the memory includes procedures for determining a level of fuel within the space. Claim 45 has been canceled accordingly.

As noted by the Examiner, Wagner does not teach or suggest any of the newly added features in claims 15, 32 or 42 as amended. Therefore, Applicants respectfully submit that all pending claims 1-44 and 46 are now in condition for allowance.

Applicants reserve the right to file continuing applications for the invention as originally claimed.

CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is now in a condition for allowance. However, should the Examiner believe that the claims are not in condition for allowance, the Applicant encourages the Examiner to call the undersigned attorney at 650-843-7519 to set up an interview.

If there are any fees or credits due in connection with the filing of this Amendment, including any fees required for an Extension of Time under 37 C.F.R. Section 1.136, authorization is given to charge any necessary fees to our Deposit Account No. 50-0310 (order No. 060950-5000-US). A copy of this sheet is enclosed for such purpose.

Respectfully submitted,

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